

ELIZABETH DAY, Bar No. 177125
elizabeth.day@dlapiper.com
GREGORY J. LUNDELL, Bar No. 234941
greg.lundell@dlapiper.com
DLA PIPER US LLP
2000 University Avenue
East Palo Alto, California 94303-2214
Tel: 650.833.2000
Fax: 650.833.2001

JOHN R. HURLEY, Bar No. 203641
john.hurley@dlapiper.com
DLA PIPER US LLP
153 Townsend Street, Suite 800
San Francisco, CA 94107-1957
Tel: 415.836.2500
Fax: 415.836.2501

THOMAS G. PASTERNAK, *pro hac vice*
thomas.pasternak@dlapiper.com
R. DAVID DONOGHUE, *pro hac vice*
david.donoghue@dlapiper.com
DLA PIPER US LLP
203 North LaSalle Street, Suite 1400
Chicago, IL 60601-1293
Tel: 312.368.4000
Fax: 312.236.7516

Attorneys for Defendants
ALEXA INTERNET, INC. and NIALL
O'DRISCOLL

JOHN F. RABENA, *pro hac vice*
CARL J. PELLEGRINI, *pro hac vice*
CHANDRAN B. IYER, *pro hac vice*
SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, DC 20037
Tel: (202) 293-7060
Fax: (202) 293-7860

JOHN B. SCHERLING
jscherling@sughrue.com
SUGHRUE MION, PLLC
501 West Broadway, Suite 1600
San Diego, CA 92101-3595
Tel: 619-238-3545
Fax: 619-238-4931

Attorneys for Plaintiff
GIRAFA.COM, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GIRAFA.COM, INC.,

Plaintiff,

v.

ALEXA INTERNET, INC.; NIALL
O'DRISCOLL,

Defendants.

CASE NO. CV 08-02745 RMW

**STIPULATION AND [PROPOSED]
ORDER TO CHANGE DATES**

The Court is presently scheduled to hold a Case Management Conference with Niall O'Driscoll and Alexa Internet, Inc. (collectively, "Alexa") and Girafa.com, Inc. ("Girafa") in the above-captioned matter on September 12, 2008 at 10:30 AM. On July 16, 2008, Alexa noticed three motions for hearing on September 5, 2008 at 9:00 AM: (1) Defendants' Motion to Dismiss, Transfer, or Stay (Docket No. 31); (2) Defendants' Special Motion to Strike Plaintiff's Third Claim for Relief Pursuant to Cal. Code Civ. Proc. Section 425.16 (Docket No. 34); and (3) Defendants' Motion to Dismiss Plaintiff's Third Claim for Relief Under Fed. R. Civ. P. 12(b)(6) (Docket No. 36) (collectively, "Alexa's Motions"). In order to conserve resources, and for the convenience of the Court, Alexa and Girafa (the "Parties") hereby stipulate pursuant to Civil Local Rule 6-2 as follows:

There have been no previous time modifications in the above-captioned case;

The Parties request that the Court vacate the hearing on Alexa's Motions presently set for September 5, 2008 at 9:00 AM;

The Parties request that the Court hear the Parties' arguments on Alexa's Motions, to the extent the Court requires argument, on September 12, 2008 along with the presently set Case Management Conference.

Dated: August 21, 2008

s/ Elizabeth Day
M. Elizabeth Day
Attorney for Alexa Internet, Inc. and Niall O'Driscoll

Dated: August 21, 2008

s/ John B. Scherling
John B. Scherling
Attorney for Girafa.com, Inc.

ORDER

This Stipulation and Order is hereby adopted by the Court. The Court vacates the noticed hearing date of Alexa's Motions and will hear argument on Alexa's Motions along with the presently set Case Management Conference on September 12, 2008.

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: _____

Hon. Ronald M. Whyte
UNITED STATES DISTRICT JUDGE